



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

SEP 29 2015

CERTIFIED MAIL – RETURN RECEIPT REQUESTED 7015 0640 0007 6347 8989

Dr. John V. Dennis
893 Cayuga Heights Road
Ithaca, New York 14850

Re: Freedom of Information Act ("FOIA") Request: EPA-R2-2015-004213

Dear Dr. Dennis:

This Office has completed its review of the claim for entitlement to business confidentiality of the information you requested in the above-referenced FOIA seeking information that had been submitted to the Environmental Protection Agency, Region 2 ("EPA" or "Agency") by Crestwood Midstream, L.P. and or its subsidiaries including Finger Lakes LPG Storage (hereinafter referred to as "Finger Lakes"). This constitutes the final Agency determination in response to your request.

Your request was initially denied on April 22, 2015, pending further inquiry of the aforementioned companies and consultation with them concerning their claims to confidential treatment of the information responsive to your request. Pursuant to 40 C.F.R. §2.205(e) and (f), the Agency has determined that a segment of the information you requested is entitled to confidential treatment and will be withheld pursuant to Exemption 4 of the FOIA, 5 U.S.C. §552(b)(4). A copy of that determination has been sent to the submitter and is also attached here. The attached Excel spreadsheet summarizes the results of the Counsel's findings as to the confidential status of responsive materials.

All responsive materials (some in redacted form) found not to merit confidential treatment are hereby being provided as the challenge period has expired as set forth at 40 C.F.R. §2.205(f)(2), and the Agency has not received a court order to the contrary.

This letter concludes EPA's action on the above-referenced FOIA request. See 40 C.F.R. §2.205. Pursuant to 5 U.S.C. §552(a)(4), you may obtain de novo judicial review of this final EPA partial denial by complaint filed in the United States District Court for the district in which you reside, have your principal place of business, where the records are located or in the District of Columbia. As part of the 2007 FOIA amendments, the Office of Government Information Services ("OGIS") within the National Archives and Records Administration was created to offer mediation services to resolve disputes between FOIA requesters and federal agencies as a non-exclusive alternative to litigation. You may contact OGIS in any of the following ways: by mail, Office of Government Information Services, National Archives and Records Administration, Room 2510, 8610 Adelphi Road, College Park, MD, 20740-6001; by e-mail at ogis@nara.gov; by phone at (877) 684-6448; and facsimile at (301)-837-0348.

Please contact Lauren Fischer at (212) 637-3231, if you have any questions concerning this matter.

Sincerely yours,


Eric Schaar
Regional Counsel

Enclosures

cc: Wanda Calderon, Region 2 FOIA Officer